

**BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS
COMMITTEE OF THE WHOLE MEETING**

A G E N D A

APRIL 11, 2007

7:30 PM COURTHOUSE COUNCIL CHAMBERS

ROLL CALL_____

PLEDGE OF ALLEGIANCE_____

PUBLIC COMMENT ON ANY PUBLIC MATTER_____

SECTION I

PUBLIC HEARING

FOR THE PURPOSE OF HEARING COMMENTS REGARDING
PRELIMINARY PLAT OF MAJOR SUBDIVISION IN HILLCREST
ADDITION. (Communication No. 07-188 being held in Committee of the Whole) Proof
of publication.

SECTION II

INVITATION FOR BIDS

SEALED BIDS FOR A NEW TRACTOR/LOADER/BACKHOE TO PERFORM
OPERATIONS AND MAINTENANCE ACTIVITIES ON THE BUTTE HILL
RELATED TO THE SUPERFUND BUTTE PRIORITY SOILS OPERABLE
UNIT (BPSOU). (Communication No. 07-199 being held in Committee of the Whole)
Proof of publication.

SECTION III

**PRESENTATION
COMMUNICATION NO. 07-195**

Mary J. McLaughlin, President, Little Basin Creek Volunteer Fire Company,
Requesting time on the 4/11/07 agenda to make a presentation regarding a
replacement structure engine for Little Basin Creek Volunteer Fire Company

SECTION IV**PETITION NO. 07-2**

Patrick J. Riordan, Butte-Silver-Bow SID Administrator, requesting creation of Special Improvement Lighting District 1027 and requesting Council pass a Resolution of Intent and schedule a public hearing.

SECTION V**COMMUNICATION NO. 07-36**

Jeff Miller, Director of Fire Services, requesting authorization for Chief Executive to seek funding on behalf of Butte-Silver Bow Fire Department through Montana Board of Investments Intercap Loan Program.

SECTION VI**COMMUNICATION NO. 07-118**

John P. Walsh, Sheriff, requesting approval of DUI Task Force Plan and requesting resolution be drawn up by County Attorney.

SECTION VII**COMMUNICATION NO. 07-129**

Lori Casey, Senior Planner, requesting conditional approval of Preliminary Plat of the Highland Ridge Minor Subdivision.

SECTION VIII**COMMUNICATION NO. 07-159**

Frank Walsh, Chairman An Ri' Ra, Montana Irish Festival requesting street closure from 6PM 8/9/07 through 6PM 8/12/07, reroute traffic for 5K and 10K and use of Emma Park 8/12/07.

SECTION IX**COMMUNICATION NO. 07-187**

Jeffrey L. Miller, Director of Fire Services, requesting public hearing be scheduled 4/18/07 to receive comment concerning amendment to budget for unanticipated revenue.

SECTION X**COMMUNICATION NO. 07-188**

Stephen D. Hess, Acting Planning Director, requesting public hearing be scheduled for 4/11/07 to hear comments regarding Preliminary Plat of Major Subdivision in Hillcrest Addition.

SECTION XI**COMMUNICATION NO. 07-190**

Robert A. Macioroski, Director Land Office, requesting County Attorney prepare a resolution and deed for transfer of Parcel No. 303850 to Butte-Silver Bow.

SECTION XII**COMMUNICATION NO. 07-191**

Ed O'Neill, Acting Chief Big Butte Volunteer Fire Department, requesting approval to apply for a grant and matching funds for Big Butte Volunteer Department.

SECTION XIII**COMMUNICATION NO. 07-197**

Jeffrey L. Miller, Director of Fire Services, requesting bid from Semco Tank/Baker Equipment Company be rejected and another bid opening be scheduled for 4/18/07

SECTION XIV**COMMUNICATION NO. 07-198**

Jeffrey L. Miller, Director of Fire Services, requesting authorization for Chief Executive to enter into contract extension with Hinick Associates.

SECTION XV**COMMUNICATION NO. 07-199**

Thomas M. Malloy, Reclamation Manager, requesting time on 4/11/07 agenda to conduct a bid opening for a tractor/loader/backhoe for Superfund operations and maintenance program.

SECTION XVI**COMMUNICATION NO. 07-200**

Glen Ballenger, Christy Stack and Cathy Decker, regarding their request to purchase the remainder of the Amy Mining Claim located in Walkerville.

SECTION XVII**COMMUNICATION NO. 07-201**

Rob Macioroski, Director Land Records, requesting acceptance of donation of Melrose Cemetery to Butte-Silver Bow and request County Attorney to prepare resolution.

SECTION XVIII**COMMUNICATION NO. 07-208**

Karen Byrnes, Director Community Development Department, requesting time on the 4/18/07 agenda to conduct a public hearing to create budget authority for grant funds awarded by Montana Historic Preservation Office.

SECTION XIX**COMMUNICATION NO. 07-212**

Jeff Amerman, Finance and Budget Director, requesting authorization for Chief Executive to sign an agreement with MDG Consulting for professional services modification of the Butte-Silver Budget document.

SECTION XX

COMMUNICATION NO. 07-186

John P. Walsh, Sheriff, requesting confirmation of appointment of William St. Pierre as a permanent member of the Butte-Silver Law Enforcement Department.

ADJOURN_____

FINANCE & BUDGET COMMITTEE MEETING
6PM COURTHOUSE COUNCIL CHAMBERS

SECTION I

COMMUNICATION NO. 07-142

Jeff Amerman, Finance and Budget Director, regarding a request for \$174,712 Loan Payment to Butte Development Corporation.

SECTION II

COMMUNICATION NO. 07-185

Cindy Lammi, requesting approval of line item budget transfer.

SECTION III

COMMUNICATION NO. 07-192

John P. Walsh, Sheriff, requesting approval of line item budget transfers.

SECTION IV

COMMUNICATION NO. 07-193

Tim Clark, Personnel Director, requesting approval of line item budget transfers.

SECTION V

COMMUNICATION NO. 07-194

Steve J. Kambich, City Court Judge, requesting approval of line item budget transfers.

SECTION VI

COMMUNICATION NO. 07-196

Philip A. Flannery, Butte Veterans Council, requesting financial support for repair of the Korean War Memorial.

SECTION VII

COMMUNICATION NO. 07-205

Gary Keeler, Transit Director, requesting approval of line item budget transfers.

SECTION VIII

COMMUNICATION NO. 07-206

John P. Walsh, Sheriff, requesting approval of line item budget transfers.

SECTION IX

COMMUNICATION NO. 07-207

Charlie O'Leary, Chairman Council of Commissioners, requesting approval of line item budget transfers.

SECTION X**COMMUNICATION NO. 07-219**

Jeff Amerman, Finance and Budget Director, requesting approval of line item budget transfers.

JUDICIARY COMMITTEE MEETING 7PM COURTHOUSE COUNCIL CHAMBERS

SECTION I

COMMUNICATION NO. 06-673

Mark and Shirley Rule, regarding proposal to enter into 5-yr. Lease and one 5-yr renewable term of Rose and Shamrock Mining Claim #2829, Lot 599 on Moulton Reservoir Road.

SECTION II

COMMUNICATION NO. 07-209

David B. Coleman, Commissioner District 8, requesting council support for a resolution.

SECTION III

COUNCIL BILL NO. 05-11 ORDINANCE NO. 05-11

AN ORDINANCE CREATING A NEW CHAPTER WITHIN THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) TO BE ENTITLED "SECONDHAND GOODS" TO BE NUMBERED CHAPTER 5.66, B-SB MC; ESTABLISHING REGULATIONS FOR ALL SECONDHAND DEALERS INCLUDING SECONDHAND STORES, PAWNBROKERS, COIN DEALERS, AND DEALERS IN PRECIOUS AND SEMI-PRECIOUS METALS OR STONES; ESTABLISHING REPORT REQUIREMENTS; SETTING LICENSING FEES; ESTABLISHING PENALTIES FOR VIOLATION; REPEALING CHAPTERS 5.36 AND 5.44, B-SB MC AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

SECTION IV

COUNCIL BILL NO. 07-4 ORDINANCE NO. 07-4

AN ORDINANCE AMENDING BUTTE-SILVER BOW ORDINANCES NO. 195, 266, 398 AND 04-5 AND TITLE 15 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED "BUILDING AND CONSTRUCTION"; AMENDING CHAPTER 15.04 ENTITLED "BUILDING CODE"; AMENDING CHAPTER 15.07 ENTITLED "INTERNATIONAL EXISTING BUILDING CODE"; AMENDING CHAPTER 15.10 ENTITLED "FIRE CODE"; AMENDING CHAPTER 15.14 ENTITLED "MECHANICAL CODE"; AMENDING CHAPTER 15.15 ENTITLED "INTERNATIONAL FUEL CODE"; AMENDING CHAPTER 15.16 ENTITLED "PLUMBING CODE"; AMENDING SECTION 15.04.010 AND ADOPTING THE 2006 EDITION OF THE INTERNATIONAL BUILDING CODE AND APPROPRIATE ARM CHANGES; AMENDING SECTION 15.04.075 AND ADOPTING THE 2006 EDITION OF THE INTERNATIONAL RESIDENTIAL CODE, AMENDING SECTION 15.07.010 AND ADOPTING THE 2006

EDITION OF THE INTERNATIONAL EXISTING BUILDING CODE, AMENDING SECTION 15.10.010 AND ADOPTING THE 2003 EDITION OF THE NFPA 1 UNIFORM FIRE CODE; AMENDING SECTION 15.14.010 AND ADOPTING THE 2006 EDITION OF THE INTERNATIONAL MECHANICAL CODE, AMENDING SECTION 15.15.010 AND ADOPTING THE 2006 EDITION OF THE INTERNATIONAL FUEL CODE AND AMENDING SECTION 15.16.010 AND ADOPTING THE 2006 EDITION OF THE UNIFORM PLUMBING CODE AND DELETING APPENDIX H AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

SECTION V

**COUNCIL BILL NO. 07-5
ORDINANCE NO. 07-5**

AN ORDINANCE AMENDING BUTTE-SILVER BOW ORDINANCES NO. 7 AND 53 AND CHAPTERS 2.48 AND 17.54 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED "BOARD OF ADJUSTMENT"; AMENDING SECTIONS 2.48.090 AND 17.54.090, b-SB MC; DELETING REFERENCE TO APPEAL TO THE COUNCIL OF COMMISSIONERS IN ACCORDANCE WITH SECTION 76-2-327, MCA AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

SECTION VI

COUNCIL RESOLUTION NO. 07-13

A RESOLUTION GRANTING CONDITIONAL APPROVAL OF THE PRELIMINARY PLAT OF THE HIGHLAND RIDGE MINOR SUBDIVISION OF THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA; PROVIDING FOR THE REPEAL OF ALL PARTS OF RESOLUTIONS IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE HEREIN

SECTION VII

COUNCIL RESOLUTION NO. 07-21

A RESOLUTION AMENDING THE BUDGET DURING THE FISCAL YEAR AFTER CONDUCTING A PUBLIC HEARING AT A REGULARLY SCHEDULED MEETING OF THE COUNCIL OF COMMISSIONERS IN ACCORDANCE WITH SECTION 7-6-4006, MCA; APPROPRIATING UNANTICIPATED REVENUE TO THE BUTTE-SILVER BOW LAW ENFORCEMENT DEPARTMENT FROM THE MONTANA DEPARTMENT OF TRANSPORTATION TRAFFIC SAFETY BUREAU TO PURCHASE THREE VIDEO VEHICLE CAMERAS AND FIVE PORTABLE BREATH ANALYZERS TO BE EXPENDED IN THE GENERAL FUND AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

SECTION VIII**COUNCIL RESOLUTION NO. 07-22**

A RESOLUTION DIRECTING THE BUTTE-SILVER BOW TREASURER TO MAIL NOTICE OF PENDING TAX DEED ISSUANCE TO ALL PERSONS CONSIDERED INTERESTED PARTIES FOR EACH PROPERTY FOR WHICH THERE HAS BEEN ISSUED A TAX CERTIFICATE IN ACCORDANCE WITH THE PROVISIONS OF SECTION 15-18-212, MCA; FURTHER DIRECTING THE TREASURER TO ISSUE TAX DEED FOR THOSE PARCELS OF PROPERTY WHERE THERE HAS BEEN ISSUED A TAX CERTIFICATE AND THE EXPIRATION DATE OF THE REDEMPTION PERIOD HAS EXPIRED AND THE REQUIRED PAYMENTS HAVE NOT BEEN MADE AND PROVIDING FOR AN EFFECTIVE DATE HEREIN

SECTION IX**CLAIM APPROVAL**

8445	Jan Antikaninen	\$200.00	Demo Bond Refund
8898	J. D. Lynch	\$3,500.00	SRVCS per contract/4/07

PUBLIC WORKS COMMITTEE

6:30 PM COURTHOUSE COUNCIL CHAMBERS

**PERSONNEL COMMITTEE MEETING
5:45 PM COURTHOUSE COUNCIL CHAMBERS**

SECTION I

COMMUNICATION NO. 06-730

Jeff Amerman, Finance and Budget Director, requesting time on 12/20/06 Agenda to make an informational report on payroll issues